# No. 4

# **MICHIGAN SENATE**

# DAILY CALENDAR

TUESDAY, JANUARY 22, 2008 10:00 a.m.

#### MOTIONS MESSAGES FROM THE GOVERNOR <del>\_\_\_\_</del> 6 <del>\_\_\_\_</del> SB 43 Sen. Gleason SB 232 Sen. Hardiman Torts; product liability; immunity from liability for drugs Appropriations; human services; department of human that have been approved by federal food and drug adminisservices; provide for fiscal year 2007-2008. tration; rescind. Creates appropriation act. Amends sec. 2946 of 1961 PA 236 (MCL 600.2946). Approved by Governor, with line items vetoed, Motion to discharge Committee on Judiciary pending. Wednesday, October 31, 2007. — 2 — For veto message, see Senate Journal No. 116 of 2007, HB 4044 Rep. Simpson page 2122. Torts; product liability; immunity from liability for drugs Vetoed line items pending. that have been approved by federal food and drug administration: rescind. Amends sec. 2946 of 1961 PA 236 (MCL 600.2946). SB 238 Sen. Garcia Motion to discharge Committee on Judiciary pending. Appropriations; state police; department of state police; provide for fiscal year 2007-2008. Creates appropriation act. Approved by Governor, with line items vetoed, MESSAGES FROM THE GOVERNOR Wednesday, October 31, 2007. For veto message, see Senate Journal No. 116 of 2007, \_\_\_\_ 3 \_\_\_\_\_ page 2123. 436 Sen. Jelinek SB Vetoed line items pending. Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for. Creates appropriation act. 240 Sen. Hardiman Approved by Governor, with line item vetoed, Wednes-SB day, June 6, 2007. Appropriations; transportation; department of transporta-For veto message, see Senate Journal No. 57 of 2007, tion; provide for fiscal year 2007-2008. page 847. Creates appropriation act. Vetoed line item pending. Approved by Governor, with line items vetoed, Wednesday, October 31, 2007. For veto message, see Senate Journal No. 116 of 2007, SB 222 Sen. Brown page 2123. Appropriations; agriculture; department of agriculture; Vetoed line items pending. provide for fiscal year 2007-2008. Creates appropriation act. Approved by Governor, with line items vetoed, Wednesday, October 31, 2007. For veto message, see Senate Journal No. 116 of 2007, page 2121. MESSAGES FROM THE HOUSE Vetoed line items pending. \_\_\_\_ 9 \_\_\_\_\_ **229** Sen. Pappageorge SB 53 Sen. Whitmer

Appropriations; general government; appropriations for certain state departments and agencies; provide for fiscal year 2007-2008.

Creates appropriation act.

Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.

For veto message, see Senate Journal No. 116 of 2007, page 2122.

Vetoed line items pending.

Income tax; city; contributions to a city for specified purposes; provide for check-off option.

Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.

I.E. House, August 21, 2007.

Returned from House with House substitute (H-1), Wednesday, August 22, 2007; laid over under the rules. Committee recommended I.E.

#### MESSAGES FROM THE HOUSE

\_\_\_\_ 10 \_\_\_\_\_

#### HB 4120 Rep. Bauer

Income tax; city; contributions to a city for specified purposes; provide for check-off option.

Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.

I.E. House, February 27, 2007.

I.E. Senate, March 28, 2007.

Returned from House with House substitute (H-1) to Senate substitute (S-2), Wednesday, August 22, 2007; laid over under the rules.

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#### SB 511 Sen. Jelinek

Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for.

Creates appropriation act.

I.E. House, November 6, 2007.

Returned from House with House substitute (H-3), Wednesday, November 7, 2007; laid over under the rules.

\_\_\_\_ 12 \_\_\_\_

#### **HB 4507** Rep. Ward

Elections; scheduling; school board elections; require to be held in November.

Amends secs. 302 & 644g of 1954 PA 116 (MCL 168.302 & 168.644g) & adds sec. 642c.

Returned from House with House substitute (H-2) to Senate substitute (S-6) Tuesday, November 27, 2007; laid over under the rules.

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#### SB 388 Sen. Cassis

State; escheats; application of unclaimed property act to gift cards; clarify.

Amends secs. 2 & 15 of 1995 PA 29 (MCL 567.222 & 567.235).

I.E. House, November 28, 2007.

Returned from House with House substitute (H-2), Thursday, November 29, 2007; laid over under the rules.

Committee recommended I.E.

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#### 868 Sen. Kuipers SB

Retirement; legislative; graded premium for new legislators; provide for.

Amends secs. 50b, 75 & 79 of 1957 PA 261 (MCL 38.1050b et seq.) & adds sec. 79a.

I.E. House, December 13, 2007.

Returned from House with House substitute (H-1), Thursday, December 27, 2007; laid over under the rules. Committee recommended I.E.

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#### SB 92 Sen. Basham

Environmental protection; permits; liquid industrial waste; exempt fats used to produce fuels.

Amends secs. 12101, 12102, 12103, 12105, 12107, 12111, 12112 & 12113 of 1994 PA 451 (MCL 324.12101

I.E. House, January 16, 2008.

Returned from House with House substitute (H-1), Thursday, January 17; laid over under the rules.

Committee recommended I.E.

#### THIRD READING OF BILLS

### **HB** 4246 Rep. Steil

Local government; intergovernmental affairs; intergovernmental transfers of functions and responsibilities; revise contents of contracts.

Amends sec. 4 of 1967 (Ex Sess) PA 8 (MCL 124.534).

I.E. House, May 25, 2007.

House substitute (H-2).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

Defeated, Wednesday, September 12, 2007; motion to reconsider vote pending.

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# **HB** 4266 Rep. Opsommer

Local government; intergovernmental affairs; intergovernmental transfers of employees and responsibilities; revise contents of contracts.

Amends sec. 5 of 1967 (Ex Sess) PA 7 (MCL 124.505).

I.E. House, May 25, 2007.

House substitute (H-2).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

### SB

559 Sen. Kuipers
Administra Administrative procedure; rules; cost benefit analysis regarding departmental rule change; require as part of the request for rule-making.

Amends sec. 39 of 1969 PA 306 (MCL 24.239).

Reported by Committee on Government Operations and Reform.

Senate substitute (S-1).

For Senate amendment, see Senate Journal No. 66 of 2007, page 995.

Committee recommended I.E.

\_\_\_\_\_ 19 \_\_\_\_\_

## SB 625 Sen. Brown

Elections; primary; presidential primary process; revise.

Amends secs. 613a, 614a, 615a, 624g, 641 & 759a of 1954 PA 116 (MCL 168.613a et seq.); adds secs. 615c & 759c & repeals secs. 562b, 618, 619 & 620a of 1954 PA 116 (MCL 168.562b et seq.).

Reported by Committee on Campaign and Election Oversight.

Committee recommended I.E.

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# SB 524 Sen. Patterson

Retirement; judges; retirement allowance for judges; in-

Amends 1992 PA 234 (MCL 38.2101 - 38.2670) by adding secs. 513 & 514.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

### THIRD READING OF BILLS

\_\_\_\_\_ 21 \_\_\_\_\_

#### SB 505 Sen. Kahn

Weapons; concealed; exemption for certain state court judges and state court retired judges from concealed weapons no-carry zones; provide for.

Amends secs. 1 & 50 of 1927 PA 372 (MCL 28.421 & 28.4250).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

#### **GENERAL ORDERS**

#### SB 275 Sen. Whitmer

Courts; juries; exemption for nursing mothers from jury duty; provide for.

Amends sec. 1307a of 1961 PA 236 (MCL 600.1307a).

Reported by Committee on Judiciary.

Committee recommended I.E.

\_\_\_\_ 23 \_\_

#### SB 471 Sen. Allen

Liquor; licenses; application process for on-premises or quota license when unavailable in jurisdiction; clarify.

Amends sec. 521a of 1998 PA 58 (MCL 436.1521a).

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

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# **HB** 4597 Rep. Gillard

Natural resources; hunting; promotion of; provide for on department of natural resources controlled land.

Amends sec. 504 of 1994 PA 451 (MCL 324.504).

I.E. House, May 3, 2007.

House substitute (H-1).

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

\_\_\_\_ 25 \_\_\_\_

# SB 282 Sen. Thomas

Education; curricula; physical education requirement; revise.

Amends sec. 1502 of 1976 PA 451 (MCL 380.1502).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

— 26 ——

# **HB** 5151 Rep. Bieda

Single business tax; other; sourcing of receipts for mortgage companies; clarify.

Amends sec. 53 of 1975 PA 228 (MCL 208.53).

I.E. House, October 11, 2007.

House substitute (H-1).

Reported by Committee on Finance.

Committee recommended I.E.

#### **GENERAL ORDERS**

\_\_\_\_ 27 \_\_\_\_\_

# SB 591 Sen. Kuipers

Torts; product liability; liability of successor corporation for asbestos claims; enact limits.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding ch. 30.

Reported by Committee on Judiciary.

Senate substitute (S-3).

Committee recommended I.E.

\_\_\_\_\_ 28 \_\_\_

#### SB 364 Sen. Jacobs

Economic development; commercial redevelopment; corridor improvement authority act; modify.

Amends secs. 2, 5, 6, 9, 18, 20, 22, 23 & 27 of 2005 PA 280 (MCL 125.2872 et seq.).

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-4).

Committee recommended I.E.

# HB 5100 Rep. Mayes

Economic development; renaissance zones; renewable energy facility; include agricultural crops in definition.

Amends sec. 3 of 1996 PA 376 (MCL 125.2683).

I.E. House, October 3, 2007.

For House amendment, see House Journal No. 82 of 2007, page 1379.

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-1).

Committee recommended I.E.

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# HB 4220 Rep. Espinoza

Public employees and officers; ethics; school board member volunteer service in school district; allow under certain conditions.

Amends sec. 3 of 1978 PA 566 (MCL 15.183).

I.E. House, March 8, 2007.

House substitute (H-1).

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

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# **HB** 5034 Rep. Sheltrown

Agriculture; fertilizer; "agricultural use"; define.

Amends sec. 8501 of 1994 PA 451 (MCL 324.8501).

I.E. House, October 18, 2007.

Reported by Committee on Agriculture.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 32 \_\_\_\_

# HB 5035 Rep. Mayes

Agriculture; fertilizer; approval for ordinance regarding use of agricultural fertilizer; require by Michigan commission of agriculture.

Amends sec. 8517 of 1994 PA 451 (MCL 324.8517).

I.E. House, October 18, 2007.

Reported by Committee on Agriculture.

Committee recommended I.E.

### **GENERAL ORDERS**

\_\_\_\_ 33 \_\_\_\_\_

#### SB 385 Sen. Barcia

Public utilities; electric utilities; requirement for utilities to produce a certain portion of electricity for sale through renewable sources; provide for.

Creates new act.

Committee on Energy Policy and Public Utilities discharged, Tuesday, December 4, 2007.

# HB 5101 Rep. Farrah

Economic development; neighborhood enterprise zones; eligibility; expand to include new facilities.

Amends sec. 4 of 1992 PA 147 (MCL 207.774).

I.E. House, October 9, 2007.

Reported by Committee on Commerce and Tourism.

Committee recommended I.E.

# SB 786 Sen. Kuipers

Civil procedure; civil actions; limitation on recovery amount allowed in small claims suits; revise.

Amends sec. 8401 of 1961 PA 236 (MCL 600.8401).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

<del>\_\_\_\_ 36 \_\_\_\_\_</del>

### HB 5123 Rep. Bieda

Economic development; commercial redevelopment; limit on certain powers to veto the creation of a district; provide for

Amends secs. 2 & 3 of 2005 PA 210 (MCL 207.842 & 207.843).

I.E. House, September 25, 2007.

House substitute (H-1).

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

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#### SB 212 Sen. Birkholz

Natural resources; Great Lakes; Great Lakes-St. Lawrence river basin water resources compact; ratify.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 342.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-6).

Committee recommended I.E.

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#### SB 858 Sen. Van Woerkom

Natural resources; Great Lakes; Great Lakes-St. Lawrence river basin water resources compact; amend safe drinking water act to implement.

Amends sec. 4 of 1976 PA 399 (MCL 325.1004).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-2).

Committee recommended I.E.

#### **GENERAL ORDERS**

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#### SB 170 Sen. Clark-Coleman

Children; guardians; relative guardianship assistance act; establish.

Creates new act.

Reported by Committee on Families and Human Services.

Senate substitute (S-2).

Committee recommended I.E.

# SB 968 Sen. Kuipers

Local government; other; fingerprinting of certain individuals for the purpose of receiving state and national criminal history record information; allow.

Creates new act.

Reported by Committee on Judiciary.

Senate substitute (S-3).

Committee recommended I.E.

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# HB 5143 Rep. Sheltrown

Military affairs; other; reference to "Michigan emergency volunteers"; revise to "Michigan homeland security volunteers".

Amends sec. 251 of 1967 PA 150 (MCL 32.651).

I.E. House, October 9, 2007.

Reported by Committee on Homeland Security and Emerging Technologies.

Committee recommended I.E.

#### **COMMITTEE REPORTS**

\_\_\_\_\_ 42 \_\_\_\_\_

#### SB 776 Sen. Brown

Health; abortion; partial-birth abortions; prohibit.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 90h.

Reported by Committee on Health Policy.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

\_\_\_\_ 43 \_\_\_\_\_

#### SB 1009 Sen. Cassis

Business tax; other; exemption of foreign person under certain circumstances from tax; provide for.

Amends sec. 207 of 2007 PA 36 (MCL 208.1207).

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

# **SCHEDULED MEETINGS**

**Appropriations, Senate/House -** Thursday, February 7, 11:00 a.m., House Appropriations Room, 3rd Floor, Capitol Building (373-6960)

#### **Subcommittees -**

**Community Health Department -** Thursday, January 24, 1:00 p.m., Room 100, Farnum Building (373-2768)

**Environmental Quality Department -** Tuesday, February 5, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Higher Education and Community Colleges, and House Higher Education and Community Colleges Appropriations Subcommittees - Wednesdays, January 23 and January 30, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

**Retirement -** Tuesday, January 29, 12:00 noon, Room 110, Farnum Building (373-2768)

**State Police and Military Affairs -** Wednesday, February 6, 2:00 p.m., Room 100, Farnum Building (373-2768)

#### SCHEDULED MEETINGS

**Commerce and Tourism -** Tuesday, January 22, 2:30 p.m., Room 100, Farnum Building (373-2413)

**Economic Development and Regulatory Reform -** Wednesday, January 23, 1:00 p.m., Rooms 402 and 403, Capitol Building (373-7670)

**Health Policy -** Wednesday, January 23, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-0793)

**Homeland Security and Emerging Technologies -** Tuesday, January 29, 1:00 p.m., Room 100, Farnum Building (373-5932)

**Judiciary and Transportation -** Tuesday, January 22, 12:30 p.m., Room 100, Farnum Building (373-6920)

**State Drug Treatment Court Advisory Committee -** Tuesday, January 22, 9:30 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)

**Transportation and Judiciary -** Tuesday, January 22, 12:30 p.m., Room 100, Farnum Building (373-7708)

#### **BILLS IN CONFERENCE**

		Conferees		Report Agreed to	
Bill No.	Brief Title	Senate	House	Senate	House
SB 220	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2006-2007.	Bishop Jelinek Switalski	Tobocman Cushingberry Acciavatti		